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FAX TRANSMISSION

January 21, 2003

Total number of sheets including cover: 22

| NAME | COMPANY | FAX | PHONE |
|-------|---------|--------------|-------|
| USPTO | | 703.872.9302 | |

From: Richard A. Schafer

Direct Dial: 713.220.8184

Fax: 713.236.0822

Re: U.S. Application Serial No. 09/921,170

Message:

: Attached for filing, please find:

- Response to Office Action mailed September 24, 2002
- Petition and Fee For Extension Of Time (37 CFR 1.136(a))

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GROUP 3700

052586.0003

011182

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CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Office at facsimile number 703-872-9302, on the date indicated below.

Name of Person Signing Certificate: Jennifer Ringer

January 21, 2003

Date

Jennifer Ringer

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

WALTER T. BURKE

Filed: August 2, 2001

Serial No.: 09/921,170

For: RESILIENT ELEMENT FOR A
PISTON HEAD

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§

Confirmation No.: 7200

Art Unit: 3745

Examiner: F. Daniel Lopez

Docket No.: H052586.0003USO

PETITION AND FEE FOR
EXTENSION OF TIME (37 CFR 1.136(a))

Assistant Commissioner for Patents
Washington, D.C. 20231

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JAN 21 2003

GROUP 3700

Dear Sir:

The Commissioner is hereby authorized to charge the fee of \$55.00 for obtaining a one-month extension of time to January 24, 2003, for the above-captioned patent application, along with any additional filing fees or credit any overpayment to Deposit Account No. 16-2435. A duplicate copy of the Fee Transmittal sheet is enclosed.

Respectfully submitted,



Richard A. Schafer, Reg. No. 45,078
ATTORNEY OR AGENT OF RECORD

01/28/2003 TTUTT2 00000002 162435 09921170

01 FC:2251

Date: CH

1/21/2003

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
711 Louisiana, Suite 1900
Houston, Texas 77002
Telephone: (713) 220-5800
Facsimile: (713) 236-0822

PTO/SB/17 (01-03)

| | | | |
|---|----------|--------------------------|-----------------|
| FEE TRANSMITTAL for FY 2003 <i>Patent fees are subject to annual revision</i> | | Complete if Known | |
| | | Application Number | 09/921,170 |
| | | Filing Date | August 2, 2001 |
| | | First Named Inventor | WALTER T. BURKE |
| | | Examiner Name | F. Daniel Lopez |
| | | Group / Art Unit | 3745 |
| Total Amount of Payment | \$ 55.00 | Attorney Docket No. | H052586.0003US0 |

| | | | | | | | | | | | |
|--|-----------------------|---|-----------------------|------------------------|----------|---|--|--|--|--|--|
| METHOD OF PAYMENT (check one) | | | | | | FEE CALCULATION (continued) | | | | | |
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account No.: <u>16-2435</u> Deposit Account Name: <u>Akin, Gump, Strauss, Hauer & Feld, L.L.P.</u> <input checked="" type="checkbox"/> Charge any additional Fee Required Under 37 CFR §§ 1.16 & 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | | | | | 3. Additional Fees | | | | | |
| 2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Credit Card <input type="checkbox"/> Other | | | | | | | | | | | |
| FEE CALCULATION | | | | | | | | | | | |
| 1. Basic Filing Fee | | | | | | | | | | | |
| Large Fee Code | Large Entity Fee (\$) | Small Fee Code | Small Entity Fee (\$) | Fee Description | Fee Paid | | | | | | |
| 1001 | \$750 | 2001 | \$375 | Utility Filing Fee | \$ | | | | | | |
| 1002 | \$330 | 2002 | \$165 | Design Filing Fee | \$ | | | | | | |
| 1003 | \$520 | 2003 | \$260 | Plant Filing Fee | \$ | | | | | | |
| 1004 | \$750 | 2004 | \$375 | Reissue Filing Fee | \$ | | | | | | |
| 1005 | \$160 | 2005 | \$ 80 | Provisional Filing Fee | \$ | | | | | | |
| Subtotal (1) | | | | | \$0.00 | | | | | | |
| 2. Extra Claim Fees | | | | | | | | | | | |
| Claims | | Extra | Fee (below) | Fee Paid | | | | | | | |
| Total | -20** = | x | \$ | = | \$ | | | | | | |
| Indep. | -3** = | x | \$ | = | \$ | | | | | | |
| Multiple Dependent | | | | | | | | | | | |
| **or number previously paid, if greater. | | | | | | | | | | | |
| For Reissues, see below | | | | | | | | | | | |
| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | | | | | | | | | |
| \$ 18 | \$ 9 | Claims in excess of 20 | | | | | | | | | |
| \$ 84 | \$ 42 | Independent claims in excess of 3 | | | | | | | | | |
| \$ 280 | \$ 140 | Multiple dependent claim, if not paid | | | | | | | | | |
| \$ 84 | \$ 42 | **Reissue independent claims over original patent | | | | | | | | | |
| \$ 18 | \$ 9 | **Reissue claims in excess of 20 and over original patent | | | | | | | | | |
| Subtotal (2) | | | | | \$ 0.00 | | | | | | |
| | | | | | | Large Fee Code Large Entity Small Fee Code Small Entity Fee Description Fee Paid 1051 \$ 130 2051 \$ 65 Surcharge - late fee or oath \$ 1052 \$ 50 2052 \$ 25 Surcharge - late provisional filing fee or cover sheet \$ 1812 \$2,520 1812 \$2,520 Request for Reexamination \$ 1804 \$920* 1804 \$920* Requesting publication of SIR prior to Examiner action \$ 1805 \$1840* 1805 \$1840* Requesting publication of SIR after Examiner action \$ 1251 \$ 110 2251 \$ 55 Extension for reply within first month \$ 55 1252 \$ 410 2252 \$ 205 Extension for reply within second month \$ 1253 \$ 930 2253 \$ 465 Extension for reply within third month \$ 1254 \$1,450 2254 \$ 725 Extension for reply within fourth month \$ 1255 \$1,970 2255 \$ 985 Extension for reply within fifth month \$ 1401 \$ 320 2401 \$ 160 Notice of Appeal \$ 1402 \$ 320 2402 \$ 160 Filing a brief in support of an appeal \$ 1401 \$ 280 2403 \$ 140 Request for oral hearing \$ 1451 \$ 110 2452 \$ 55 Petition to revive - unavoidable \$ 1451 \$1,300 2453 \$ 650 Petition to revive - unintentional \$ 1501 \$1,300 2501 \$ 650 Utility issue fee (or reissue) \$ 1501 \$ 470 2502 \$ 235 Design issue fee \$ 1501 \$ 630 2503 \$ 315 Plant issue fee \$ 1460 \$ 130 1460 \$ 130 Petitions to the Commissioner \$ 1801 \$ 50 1807 \$ 50 Petitions related to provisional applications \$ 1801 \$ 180 1806 \$ 180 Submission of Information Disclosure Statement \$ 8021 \$ 40 8021 \$ 40 Recording each patent assignment per property (times number of properties) \$ 1809 \$ 750 3809 \$ 375 Filing a submission after final rejection (37 CFR 1.129(a)) \$ 1801 \$ 750 2801 \$ 375 Request for Continued Examination (RCE) \$ 1802 \$ 900 1802 \$ 900 Request for expedited examination of a design application \$ Other fee (specify): _____ \$ Other fee (specify): _____ \$ * Reduced by Basic Filing Fee Paid | | | | | |
| Subtotal (3) | | | | | | \$ 55.00 | | | | | |

Submitted by

Date:

1/21/2003

Richard A. Schafer, Reg. No. 45078

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